

Appn. Number 10/762,923

Erickson

GAU1731

Complying Amnt.A

2

REMARKS—General

The specification has been amended to comply with and correct those errors noted in the O.A. The applicant has canceled any reference made to new matter and made sure that the un-marked specification corresponds to the marked-up specification

Also applicant has rewritten claims 13-14 to define the structural relationships overcoming the rejection under Section 112 and as requested by the Examiner in order to bring them into condition for allowance.

The claims rejection under Section 112

The claims were objected to under Section 112 as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Applicant requests reconsideration and withdrawal of this objection since the new claims 15 and 16 and the amendment to the specification now more clearly defines the structural relationship among the claimed smoking cavity, bore and storage chamber of the invention, and more clearly defines how the smoking cavity, bore and storage chamber are structurally linked to the bowl and/or draw piece of the invention.

O.A. Allowable Subject Matter

The Examiner notes that claims 13-14 would be allowable if rewritten. Therefore, applicant has rewritten Claims 13-14 as new claims 15-16 to overcome the O.A. rejections under 35 USC 112. The new claims clearly define the structural relationship among the claimed smoking cavity, bore and storage chamber of the invention, and more clearly defines how the smoking cavity, bore and storage chamber are structurally linked to the bowl and/or draw piece of the invention.

Conclusion

Applicant submits that the specification and claims are now in proper form, and that the specification and claims all comply with Examiners requirements. Therefore applicant submits

Appn. Number 10/762,923

Erickson

GAU1731

Complying AmnLA

3

that this application is now in condition for allowance as the Examiner has indicated, which action applicant respectfully solicits.

Conditional request for constructive assistance

Applicant has amended the specification and claims of this application so that they comply with the O.A. If, for any reason this application is not believed to be in full condition for allowance, applicant respectfully requests the constructive assistance and suggestions of the Examiner pursuant to M.P.E.P. section 2173.02 and section 707.07(j) in order that the undersigned can place this application in allowable condition as soon as possible and without the need for further proceedings.

Very Respectfully



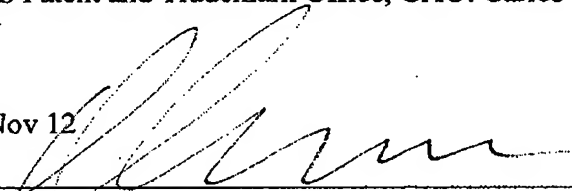
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Certificate of Faxing: I certify that on the date below this document and referenced attachments will be faxed to the US Patent and Trademark Office, GAU: Carlos N. Lopez/1731, at 1-571-273-8300

2007 Nov 12



Kenneth A. Erickson

Attachments: 1) appendix to Complying Amendment A with substitute specification and specification of record with replacement paragraphs marked-up to indicate changes